

MANSFIELD TOWNSHIP COMMITTEE MEETING

March 30, 2016

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star-Gazette and the Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Salute to the flag was done by all.

Mr. Clancy made a motion to approve the passage of Resolution 2016-46, which was seconded by Mrs. Korczukowski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

Mrs. Korczukowski made a motion to approve the introduction of Ordinance 2016-04, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

Mrs. Korczukowski made a motion to introduce 2016 Budget and requested that the public hearing be held on April 27, 2016, which was seconded by Mr. Clancy.

Ayes: Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: Mr. Misertino, Mr. Watters

Absent: None

Abstain: None

Corey Tierney, Director of Warren County Preservation, explained to the Township Committee that they are planning to install a driveway and parking area of 6 spaces for the property along the brickyard for the trails that go through to Harts lane and will go through to Port Colden.

Mr. Tierney stated that there is currently a website set up with the maps for the County parks and that the Hoffman Road property will be there as soon as it is completed and that the website for this is warren parks.com.

APPROVAL OF THE MINUTES:

Mr. Clancy made a motion to approve the minutes from the regular meeting held on March 9, 2016, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher
Nays: None
Absent: None
Abstain: None

Mr. Clancy made a motion to approve the minutes for the Special Meeting held on March 9, 2016, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher
Nays: None
Absent: None
Abstain: None

Mr. Clancy made a motion to approve the minutes of the regular meeting held on March 16, 2016, which was seconded by Mrs. Korczukowski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher
Nays: None
Absent: None
Abstain: None

BILL LIST:

Mr. Watters questioned bill 9022 on page 20 he was under the impression that we were finished with those bills.

Mr. Clancy made a motion to approve the bill list and the addendum, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher
Nays: None
Absent: None
Abstain: None

CLERKS REPORT:

Mrs. Korczukowski made a motion to approve the Bingo and raffle applications for Mansfield PTA, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher
Nays: None
Absent: None
Abstain: None

FINANCE REPORT:

Mr. Daniel verified with the Township Committee the proposed contract with the Health Insurance Broker that would include Omnipoint.

EMPLOYEES REPORTS:

Mrs. Fascenelli stated that the Green Team will be starting at 6:30pm.

Mrs. Fascenelli stated that there are 35 homeowners signed up for the Town Wide Yard Sale.

Mrs. Fascenelli stated that we did not receive the grant for the \$10,000 ERI.

Mrs. Adasavage reported that the Green Team will be offering the low flow shower heads to homeowners from the grant.

Mrs. Fascenelli stated that an email has been sent to the Green Team to see if anyone is available to go to Cranford for the Sustainable Jersey presentation for the grant.

ENGINEERS REPORT:

Mr. Finelli stated that the plans for drainage for Duarte have made it to the homeowner and he has been speaking to Mr. Lavery and has left a message for the homeowner.

Mr. Finelli stated that the paperwork was sent to DEP for the Watters Road project and as soon as the approval is received we will be putting out to bid.

Mr. Finelli stated that there was a stop work order placed on the Constellation Solar jobsite which required them to go before the land use board which they did and received an approval for the work that was being done.

Mr. Finelli stated that he would like to do a walkthrough of the Salt Shed with the contractor and the DPW supervisor and also whomever from the Township Committee to do a punch list for the completion of the project.

Mr. Finelli stated that he received a letter from the DOT for the Blau Road train crossing for signage and some work on the crossing.

Mr. Finelli stated that the Meadows project is in process and is fully under way and moving along.

PUBLIC PORTION:

Scott Minter asked if there has been any forward motion on the property maintenance by the Zoning Officer.

Mr. Finelli stated that there have been no inspections of structures for property maintenance.

Mr. Minter asked if there is any level of inspection done by any professional for property maintenance.

Mr. Minter asked why there are no inspections being done for compliance for the property maintenance ordinance.

Mr. Minter asked if there is any plan to do anything with property maintenance.

Mayor Kocher stated that the Township Committee will need to look into this to address some of the concerns with this.

Mr. Minter asked about the plan as to when the potholes will be addressed.

Mr. Ward stated that the asphalt plant will be making hot asphalt as of April 8 and they will be working to address the potholes.

Mr. Minter asked about the Salt shed what the total expenditures are to date for beginning to end and what will the amount be at the completion of the project.

Mr. Watters stated that as of right now we are hopefully under \$280,000.

Mayor Kocher stated that at the next meeting the Committee will have the amount that is spent, but that will not be the complete project number but will be close.

Brad Smith, 324 Mount Bethel Road, spoke to the Township Committee in reference to the Open Space meeting and how things are being run.

Dawn Smith, Mount Bethel Road, spoke about the activities that are going on at the park. There was a volunteer event for mulching the trees that were donated by Tim Terry. Mrs. Smith stated that there is an issue with the Reorganization minutes and also with the votes on the January 13 minutes.

Connie Adasavage stated that the park trail there have been a number of people that have requested a spot to rest along the trail. Mrs. Adasavage would

RESOLUTION:

RESOLUTION # 2016 –45
REFUND OF PLANNING BOARD ESCROW BALANCE
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, Wal-Mart issued a check dated 3/25/10 (Construction Inspection amended site plan) for Planning Board escrow with the Township of Mansfield, County of Warren,

WHEREAS, there remains a balance of \$ 2,453.78 in the escrow account,

WHEREAS, the Planning Board Attorney and Engineer(s) have determined that the escrow balance can be refunded,

NOW THEREFORE BE IT RESOLVED, that the Township Finance Office be authorized to refund the amount of \$ 2,453.78 Wal-Mart.

Mr. Misertino made a motion to approve the passage of Resolution 2016-45, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

RESOLUTION OF THE TOWNSHIP OF MANSFIELD
SUPPORTING THE CLICK IT OR TICKET MOBILIZATION
OF MAY 23-JUNE 5, 2016
2016-47

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

WHEREAS, use of a seat belt remains the most effective way to avoid death and serious injury in a motor vehicle crash; and

WHEREAS, the State of New Jersey will participate in the nationwide Click It or Ticket seat belt mobilization from May 23 to June 5, 2016 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate statewide by 1.5% from 93% through a targeted two-week seat belt enforcement campaign from May 23 to June 5, 2016; and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways;

NOW, THEREFORE, BE IT RESOLVED that the Township of Mansfield hereby declares it's support for the Click It or Ticket seat belt mobilization program both locally and nationally from May 23 to June 5, 2016, pledges to increase awareness of the mobilization and the benefits of seat belt use and accepts a grant for the same in the amount of \$4000.00 to be used for 80 hours of overtime enforcement (at \$50/hour) during the two week mobilization period.

Mrs. Korczukowski made a motion to approve the passage of Resolution 2016-47, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

2016-50

**A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH WASHINGTON TOWNSHIP,
MORRIS COUNTY FOR FIRE PREVENTION**

WHEREAS, the Township of Mansfield is desirous of sharing services for Fire Prevention with Washington Township, Morris County; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A 40A:65-1 et seq.) Empowers the Township of Washington and the Township of Mansfield to enter into such an agreement;

NOW, THEREFORE, BE IT RESOLVED that the Township of Mansfield Committee hereby authorizes the Mayor to execute a shared service agreement with Washington Township, Morris County for the Fire Prevention Inspections.

Mr. Clancy made a motion to approve the passage of Resolution 2016-50, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

ORDINANCE:

1st Readings:

ORDINANCE 2016-02

**ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY
AMENDING CHAPTER 12-1 OF THE CODE OF THE TOWNSHIP OF MANSFIELD ENTITLED "FIRE
PREVENTION"**

WHEREAS, the Township has reached an agreement with the Township of Washington, Morris County for the furnishing of Fire Prevention Services; and

WHEREAS, the Code of the Township of Mansfield currently provides that Fire Prevention Services are provided by the State of New Jersey, Department of Community Affairs Division of Fire Safety; and

WHEREAS, the Township Committee wishes to amend the Code to provide for a Shared Services Agreement with Washington Township, Morris County.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, Warren County as follows:

Section 1. Chapter 12-1 entitled "Fire Prevention" of the Code of the Township of Mansfield is amended to read as follows:

Article I. Establishment

§ 12-1. Fire Prevention.

Under the powers and authority granted to the Township Committee by N.J.A.C. 5:71-2.3 et seq.

§ 12-1. Shared Services Agreement.

The Township Committee is authorized to enter into and execute a shared services agreement with Washington Township, Morris County for Fire Prevention Services. The salary of the Fire Prevention staff and the other costs of operating the department shall be allocated, as provided for in such agreement(s).

Section 2. All ordinances and resolutions inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies.

Section 3. This Ordinance shall be effective on April 1, 2016 following passage and publication in accordance with law.

Mr. Watters made a motion to approve the introduction of Ordinance 2016-02 and requested that the public hearing be advertised to be held on April 27, 2016, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

2016-03

AN ORDINANCE TO AMEND CHAPTER 12 "FIRE PREVENTION" OF THE CODE OF THE TOWNSHIP OF
MANSFIELD, WARREN COUNTY, NEW JERSEY
BE IT ORDAINED BY THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD

Section 12-3. The following sections of the Code of the Township of Mansfield are hereby amended to read as follows:

In addition to the registrations required by the Uniform Fire Code, the following non-life-hazard uses shall register with the Bureau of Fire Prevention. These uses shall be inspected once per year and shall pay an annual fee as set forth below:

Use	Annual Fee
A — Assembly Use Group	
A-1 Eating establishment under 50	\$50.00
A-2 Take-out food service (no seating)	\$50.00
A-3 House of worship not exclusively used for religious purposes	\$50.00
A-4 Recreation centers, multipurpose, etc. (fewer than 50)	\$75.00
A-5 Court rooms, library, fraternal organizations, condominium centers (fewer than 50)	\$75.00
A-6 Senior centers (fewer than 50)	\$75.00
B — Business Use Group	
B-1 Professional use one- and two-story (up to 1,000 square feet)	\$42.00
B-2 One- and two-story (1,001 to 2,500 square feet)	\$50.00
B-4 Three-to-five story (Less than 5,000 square feet)	\$100.00
(5,001 to 10,000 square feet)	\$150.00
B-5 Three-to-five story (10,001 square feet or greater)	\$190.00
C — Retail/Mercantile Use Group	

Use	Annual Fee
M-1 One- and two-story (less than 5,000 square feet)	\$125.00
M-2 One- and two-story (more than 5,000 square feet and less than 12,000 square feet)	\$150.00
M-4 Three- to five-story (less than 5,000 square feet)	\$200.00
M-5 Three- to five-story (more than 5,000 square feet and less than 123,000 square feet)	\$225.00
D — Manufacturing/Factory Group	
F-1 One- and two-story (less than 5,000 square feet)	\$100.00
F-2 One- and two-story (more than 5,000 square feet and less than 12,000 square feet)	\$125.00
F-4 Three- to five-story (less than 5,000 square feet)	\$175.00
F-5 Three- to five-story (more than 5,000 square feet and less than 12,000 square feet)	\$200.00
S — Storage Use Group	
S-1 One- and two-story (less than 5,000 square feet)	\$75.00
S-2 One- and two-story (more than 5,000 square feet and less than 12,000 square feet)	\$125.00
S-4 Three- to five-story (less than 5,000 square feet)	\$175.00
S-5 Three- to five-story (more than 5,000 square feet and less than 12,000 square feet)	\$200.00
R — Residential Use Group	
R-1 1 to 2 units	See § <u>12-3B</u>
R-2 3 to 6 units	See § <u>12-3G</u>
R-3 7 to 12 units	See § <u>12-3G</u>
R-4 13 to 20 units	See § <u>12-3G</u>
R-5 Over 20 units	See § <u>12-3G</u>
U — Utilities Use Group	
U-1 Under 2,500 square feet	\$100.00
U-2 2,500 and over square feet	\$125.00
E — Common Areas Use Group	
E-1 One- and two-story (less than 5,000 square feet)	\$75.00
E-2 One- and two-story (more than 5,000 square feet and less than 12,000 square feet)	\$100.00
E-3 One- and two-story (more than 12,000 square feet)	\$125.00
E-4 Three- to five-story (less than 5,000 square feet)	\$125.00
E-5 Three- to five-story (more than 5,000 square feet and less than 12,000 square feet)	\$150.00
E-6 Three- to five-story (more than 12,000 square feet)	\$200.00

B.

R-1 fees shall be as set forth in the Uniform Fire Code, N.J.A.C. 5:70-2.9(d).

C.

Uses not classified above that are subject to the Uniform Fire Code shall be classified as business uses.

D.

Uses required to register with the state as life-hazard uses shall not be required to register under this section.

E.

Vacant buildings which create a fire hazard shall be charged and inspected according to the previous use of the building.

F.

Township-owned buildings, buildings owned and occupied by municipal fire companies and/or rescue squads, buildings owned and occupied by nonprofit religious organizations that are used solely for religious purposes and buildings owned and occupied by nonprofit organizations used solely for nonprofit purposes shall be exempt from inspection fees.

G.

All residential uses except R-1 Uses shall be inspected in the common areas only and the fees established for the Common Areas Use Group shall apply.

§12-4 Enforcement, violations and penalties.

Enforcement, violations and penalties shall be managed in conformity with the Uniform Fire Safety Act, the Uniform Fire Code and all other laws of the State of New Jersey.

§ 12-5 Fees.

All state permit fees and Fire Code status fees shall be as established by the Uniform Fire Code, N.J.A.C. 5:70-1.1 et seq.

Mr. Misertino made a motion to introduce Ordinance 2016-03 and requested that the public hearing be held on April 27, 2016, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

Return from Executive Session at 10:27pm.

Roll Call: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Mr. Misertino made a motion to have the attorney draft the letter that was discussed in Executive Session, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

COMMITTEE PERSON COMMENTS:

Mr. Clancy asked about the Board of Health report.

Mayor Kocher stated that the EDAC will be meeting on the first Wednesday of the month at 7:30pm.

Mayor Kocher stated that the Economic Development meeting would be held on the first Wednesday of the month at 8pm.

Mr. Misertino made a motion to approve the Township acquiring 4 new email accounts for the separate committees or commissions to have someone handling all the email correspondence for their groups, which was seconded by Mrs. Korczukowski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

Mr. Misertino asked to discuss the grant for the photo contest and the website that is listed within the grant and the procedure for the grant process.

Mrs. Smith spoke to Mr. Misertino and went through the questions that he had in reference to the grant application.

RESOLUTION 2016-48

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN,
APPROVING OF THE "EXPLORE MANSFIELD" PHOTOGRAPHY CONTESTS

WHEREAS, the Mansfield Township Environmental Commission and Open Space, Farmland Preservation, Conservation, Historical & Recreation Advisory Committee are jointly sponsoring the 2016/2017 "Explore Mansfield" Photography Contests to showcase the ecology and history of the Township; and

WHEREAS, the Township Committee of the Township of Mansfield desire to express their support of the "Explore Mansfield" Photography Contests for such laudable purposes.

BE IT RESOLVED, by the Township Committee of the Township of Mansfield as follows:

1. Hereby approve of the "Explore Mansfield" Photography Contest.
2. The Township Clerk and Township Attorney are hereby authorized and directed to review and revise the contest rules and Consent, Waiver and Release Entry Form(s) as appropriate in the best interests of the Township.

Mr. Watters made a motion to approve the passage of Resolution 2016-48, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None
Abstain: None

RESOLUTION 2016-49

TOWNSHIP OF MANSFIELD WARREN COUNTY, STATE OF NEW JERSEY

Resolution of Support from Local Governing Body Authorizing the 2016 ANJEC Open Space Grants for Environmental Commissions "Explore Mansfield Photography Contests and Exhibit"

WHEREAS, ANJEC (Association of New Jersey Environmental Commissions) seeks to advance local open space stewardship, and help to raise the profile of the environmental commission in the community through publicity and public participation or collaboration with local groups on projects,

WHEREAS, the "Explore Mansfield" photo contests and exhibit are intended to motivate residents to get outdoors and explore the many open space areas within Mansfield Township

WHEREAS, the "Explore Mansfield" photo contests will be hosted via a format to be determined by the Township Committee to increase awareness of photo contest, public participation, and "people's choice" voting of photos that meet contest guidelines

WHEREAS, the photo contest will enable the Township to obtain content in the form of photographs for key municipal publications (e.g. revised ERI and Open Space plans, website pages, press releases, and other media).

WHEREAS, the grant award will be used to primarily fund expenses associated with the development of a photo exhibit to be hosted at the municipal building (and / or other locations throughout the township), a recognition event, and production of a postcard packet giveaway highlighting winners of the "Explore Mansfield" photo contests.

THEREFORE, the Township Committee hereby approves of the "Explore Mansfield" Photography Contests and Exhibit.

THEREFORE, the Township Committee of the Township of Mansfield, Warren County, New Jersey has determined that the Township of Mansfield should apply for the aforementioned Grant in the amount of \$ 1,347.00.

Mr. Clancy made a motion to approve the passage of Resolution 2016-49, which was seconded by Mrs. Korczukowski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Korczukowski, Mayor Kocher

Nays: None

Absent: None

Abstain: None

Mr. Misertino explained his issues with the budget. As head of finance he was never made aware of a new title being added and an increase for an individual. Mr. Misertino explained that last year the courses were sold as a professional development course for doing the current job more efficiently and effectively. Mr. Misertino stated that

he feels that \$9,000 is excessive and it doesn't seem fair that this was not offered to other employees to take the courses and apply for this title. It seems that the other committee members were already in agreement with this raise and position and it felt as though it was already a done deal. Mr. Misertino stated that everything else with the budget he was fairly happy with and with the new title it is a matter of point and principal as Finance Liaison he was never notified that the title and the increase were going to be in the budget until the last budget meeting.

Mayor Kocher made a motion to adjourn at 10:58pm, which was carried by all.